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IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORDINARY ORIGINAL CIVIL JURISDICTION)

WEDNESDAY, THE 27TH DAY OF APRIL 2022

THE HON'BLE MR. JUSTICE P.VELMURUGAN

A.No. 1763 of 2022

in

C.S. No.416 of 2020

Saraswathy Sadasivan,
aged about 48 years,
W/o. B. Kasi Viswanathan,
at Flat E9, Raintree Apartment,
No.21, Venus Colony, II Street,
Alwarpet, Chennai - 600 018.

... Plaintiff

-Vs-

1. Mr. G. Viswanathan,
at Flat E1B, Raintree Apartment,
No.21, Venus Colony, II Street,
Alwarpet, Chennai - 600 018.
2. Mr. S. Ravichandran,
at Flat B2A, Raintree Apartment,
No.21, Venus Colony, II Street,
Alwarpet, Chennai - 600 018.
3. Mr. Sriram Vaidheeswaran,
at Flat E2B, Raintree Apartment,
No.21, Venus Colony, II Street,
Alwarpet, Chennai - 600 018.
4. Mr. Sambasivam,
at Flat B1B, Raintree Apartment,
No.21, Venus Colony, II Street,
Alwarpet, Chennai - 600 018.



5. Mr. Rajendra Babu,
at Flat D4A, Raintree Apartment,
No.21, Venus Colony, II Street,
Alwarpet, Chennai - 600 018.
6. Rain Tree Flat Owners Association,
represented by its Secretary,
having office at No.21, Venus Colony,
II Street, Alwarpet,
Chennai - 600 018.
7. R. Ramesh,
at 'Thiruavinankudi', Plot No.115,
New No.3, Old No.2, 2nd Link Street,
Raghavan Colony,
Chennai - 600 083.

... Defendants

A.No. 1763 of 2022 :-

R. Ramesh,
at 'Thiruavinankudi', Plot No.115,
New No.3, Old No.2, 2nd Link Street,
Raghavan Colony,
Chennai - 600 083.

... Applicant

Vs.

1. Saraswathy Sadasivan,
aged about 48 years,
W/o. B. Kasi Viswanathan,
at Flat E9, Raintree Apartment,
No.21, Venus Colony, II Street,
Alwarpet, Chennai - 600 018.
2. Mr. G. Viswanathan,
at Flat E1B, Raintree Apartment,
No.21, Venus Colony, II Street,
Alwarpet, Chennai - 600 018.
3. Mr. S. Ravichandran,
at Flat B2A, Raintree Apartment,
No.21, Venus Colony, II Street,
Alwarpet, Chennai - 600 018.



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4. Mr. Sriram Vaidheeswaran,
at Flat E2B, Raintree Apartment,
No.21, Venus Colony, II Street,
Alwarpet, Chennai - 600 018.

5. Mr. Sambasivam,
at Flat B1B, Raintree Apartment,
No.21, Venus Colony, II Street,
Alwarpet, Chennai - 600 018.

6. Mr. Rajendra Babu,
at Flat D4A, Raintree Apartment,
No.21, Venus Colony, II Street,
Alwarpet, Chennai - 600 018.

7. Rain Tree Flat Owners Association,
represented by its Secretary,
having office at No.21, Venus Colony,
II Street, Alwarpet,
Chennai - 600 018.

... Respondents

Application praying that this Hon'ble Court be pleased to set aside the
ex-parte order against Defendant No. 7 in the above suit.

This Application coming on this day before this court for hearing, the
court made the following order:-

This application has been filed by the applicant/7th defendant to set
aside the ex-parte order dated 05.04.2022 passed in the above suit along
with the written statement.

2. The reasons stated in the accompanying affidavit for the reliefs
sought for in this application are satisfied and also considering the fact that

<https://hcservices.ecourt.gov.in/hcservices> the respondents have not raised any objections, this application is allowed



and the ex-part order passed by this Court 05.04.2022 is set aside.

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3. Since, issues were already framed on 05.04.2022, Registry is directed to place the matter before the Master for recording evidence and list the matter before this Court after recording evidence.

4. The Master is directed to submit the report along with the depositions and documents marked, if any.

Sd./-PVJ.

27/04/2022

//Certified to be true copy//

Dated at Madras this the day of 2022.

COURT OFFICER(O.S.)

From 25th Day of September 2008 the Registry is issuing certified copies of the Orders/Judgments/Decrees in this format.

EVK 10/05/2022